

In the opinion of the Supreme Court of Pennsylvania, a requirement that a claim for damages against a telegraph company must be presented within sixty days is not reasonable in the case of a message sent from Philadelphia to Shanghai, from which no answer would come in the ordinary course of business, except by mail: *Conrad v. Western Union Tel. Co.*, 29 Atl. Rep. 888.

According to the Supreme Court of Pennsylvania, a title-conditioned that no mill, factory, brewery or distillery shall be erected on the premises, will not satisfy a stipulation in the agreement of sale that the title shall be good and marketable, and clear of all incumbrances: *Batley v. Foerderer*, 29 Atl. Rep. 868.

The Circuit Court for the District of Indiana has recently held, discountenancing *Jean v. Pa. Co.*, 36 N. E. Rep. 159, and the other Indiana cases cited, that the super-abundant waters of a river, at times of ordinary flood, spreading beyond its banks, but forming one body and flowing within their accustomed boundaries in such floods are not surface waters, which a riparian owner may turn off as he will: *Cairo, V. & C. Ry. Co. v. Brevoort*, 62 Fed. Rep. 129.

BOOKS RECEIVED.

[All legal works received before the first of the month will be reviewed in the issue of the month following. Books should be sent to W. S. Ellis, Esq., 738 Drexel Building, Philadelphia, Pa.]

TREATISES, TEXT-BOOKS, ETC.

SOURCES OF THE CONSTITUTION OF THE UNITED STATES CONSIDERED IN RELATION TO COLONIAL AND ENGLISH HISTORY. By C. ELLIS STEVENS, LL.D. New York: Macmillan & Co. 1894.

COMMENTARIES ON AMERICAN LAW. By JAMES KENT, LL.D. Edited by WM. HARDCASTLE BROWNE, A.M. St. Paul: West Publishing Co. 1894.

HANDBOOK OF COMMON LAW PLEADING. By BENJAMIN J. SHIPMAN. St. Paul: West Publishing Co. 1894.

NEW ROADS AND ROAD LAWS IN THE UNITED STATES. By ROY STONE, Vice-President of National League for Good Roads. New York: D. Van Nostrand & Co. 1894.

A TREATISE ON THE LAW OF WILLS AND ADMINISTRATORS, with Special Reference to the Tennessee Statutes and Decisions. By ROBERT PRITCHARD, of the Chattanooga Bar. Chattanooga: Pritchard & Sizer. 1894.